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9 **UNITED STATES DISTRICT COURT**
10 **WESTERN DISTRICT OF WASHINGTON**

11 **KENNETH PELTIER,**

12 **Civil No. C08-0284-RSL**

13 **Plaintiff,**

14 **vs.**

15 **ORDER FOR REMAND**

16 **MICHAEL J. ASTRUE,**
17 Commissioner of Social Security,

18 **Defendant**

19 Based on the stipulation of the parties it is hereby ORDERED that the above- captioned
20 case be reversed and remanded, pursuant to sentence four of 42 U.S.C. § 405(g), for further
21 administrative proceedings, including the following actions:

- 22 • The ALJ will conduct a new hearing, further develop the record and issue a new decision;
23 • The ALJ will re-evaluate and further develop the medical evidence or record regarding
24 Plaintiff's mental and physical complaints;

- 1 • The ALJ will further evaluate Plaintiff's musculoskeletal impairments and obtain a
2 consultative orthopedic examination;
- 3 • The ALJ will re-evaluate steps two and three of the sequential evaluation process;
- 4 • The ALJ will re-evaluate Plaintiff's credibility;
- 5 • The ALJ will re-evaluate Plaintiff's RFC;
- 6 • The ALJ will re-evaluate step four and step five of the sequential evaluation process with
- 7 the assistance of a vocational expert if necessary.

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9 Upon proper presentation, this Court will consider Plaintiff's application for costs and
10 attorney's fees under 28 U.S.C. § 2412(d).

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12 DATED this 3rd day of November, 2008.

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15 Robert S. Lasnik
16 United States District Judge

17 Recommended for Entry
18 this 3rd day of November, 2008.

19 s/ Mary Alice Theiler
20 United States Magistrate Judge

21 Presented by:
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